

---

---

# ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

## Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

## Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

[Online Calendar Archive: http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

## **Daily Calendar Wednesday, August 15, 2001**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

---

**Commission Decision and Resolution Summaries for the Conference of July 12, 2001, are included in this calendar.**



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

### REGULAR COMMISSION BUSINESS MEETINGS

August 23, 2001	10 am	San Francisco
September 6, 2001	10 am	San Francisco
September 20, 2001	10 am	San Francisco

### COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

August 20, 2001	1:30 pm	San Francisco
September 4, 2001	1:30 pm	San Francisco
September 17, 2001	1:30 pm	San Francisco

### NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics (also posted in the Daily Calendar on the CPUC website).

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
Voice: 415-703-2074  
FAX: 415-703-1758 (Attn: Public Advisor)
- TTY: 1-866-836-7825 (toll-free)
- 1-415-703-5282

### NOTICES

#### **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West

4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION**

**Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

---

**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

---

**COMMISSIONER OFFICE HOURS**

**NONE**

---

**PUBLIC MEETING & WORKSHOPS**

**Workshop Notice/Public Meeting**

August 14 - 15, 2001  
9:30 am – 3:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Room 4206  
(Corner of Van Ness Avenue and McAllister Street)  
**San Francisco**

The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review and Approve Meeting Minutes from July 10 and 23, 2001; Review ULTSMB Project Manager's Report; Program Assessment Contract Update; Market Research Contract and Study Update (by staff and contractor); Interim Marketing Program Phase II Contract Update; Discuss ULTSMB Activities and Timeline for 2001; CPUC Staff Report and Action Items; SB 669 Transition and ULTS Office Shutdown Update; Discuss G.O. 153 Implementation; Review and Approve Petition to Modify D.97-12-105; Review and Approve Administrative Report and Action Items; ULTS Administrative Committee Meeting Update; Review and Approve ULTSMB Expenses for July 2001; Review and Approve ULTSMB Adjusted Expenses for June 2001; Review and Approve ULTSMB 2001 Annual Report; Review ULTSMB Correspondences; Discuss Long Term ULTS Marketing Strategic Plan; Announcements; Set Future Agenda Items; Hear Public Comments; Review and Approve Call Center Contractor Selection; and Review and Approve Board Membership Nomination from AT&T.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

**Public Workshop Notice - State Wide Gas Appliance Testing Practices Standardization Workshop**

August 14, 2001  
10 am – 4 pm

and

August 21, 2001  
9:30 am – 4 pm

Pacific Energy Center  
851 Howard Street  
San Francisco

Sempra Energy Headquarters Building  
101 Ash Street, Auditorium #3  
San Diego

In compliance with CPUC Decision (D.) 01-03-028, PG&E, SCE, SDG&E and SoCal Gas (the Joint Utilities) are planning to conduct a statewide study of statewide Low-Income Energy Efficiency (LIEE) Program natural gas appliance testing practices. Pursuant to D.01-03-028, the joint utilities are to develop a study work plan, budget and timeline. During this project planning process, the joint utilities are hosting two public input workshops. The Northern California public workshop will be held at the PG&E Pacific Energy Center in San Francisco on August 14, 2001. The Southern California public workshop will be held at the Sempra Energy headquarters building in San Diego on August 21, 2001. On, or before August 6, 2001, the joint utilities will distribute a draft study workplan to the service lists in R.98-07-037 and A.00-11-009.

**Teleconference Information:** The meetings are also accessible through teleconference. To use this option for the August 14 workshop, please call 1-888-269-8492, Pass Code #38056. For the August 21 workshop, please call 1-800-966-6502, and mention “Don Wood,” and Conference # 07160353 to the operator (you must mention the name and conference number to connect). This location is wheelchair accessible. These meetings are open to the public.

Questions regarding these workshops should be addressed to Mary O’Drain of PG&E at (415) 973-2317 (MJO@pge.com) or Don Wood of SDG&E at (858) 636-5799 (dwood@sdge.com).

### **Public Meeting**

August 15, 2001  
Lottery begins at 1:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Training Room  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

### **LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE 209, 310, 323, 408, 415, 510, 530, 559, 619, 650, 707, 714, 760, 805, 818, 909, 916, 925 AND 949 NUMBERING PLAN AREAS**

The Telecommunications Division of the California Public Utilities Commission will be conducting a lottery to determine allocations of central office codes (NXXs) in the 209, 310, 323, 408, 415, 510, 530, 559, 619, 650, 707, 714, 760, 805, 818, 909, 916, 925 and 949 area codes pursuant to the provisions of D.96-09-087. Applications should be submitted to the California Code Administrator prior to the close of business on August 7, 2001. All companies applying for central office codes must have their NRUF data on file with the California Code Administrator. For information on the NRUF filing, call (925)

363-8736. For information on the lottery process, call (415) 703-3473. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event. Companies, who wish to have a sealed envelope prepared for them on an ongoing basis containing their confidential letter designations for each NPA lottery drawing, should submit such a request in writing. Requests should be submitted prior to the close of business on August 7, 2001 to: Michaela Pangilinan, Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102.

**Workshop Notice/Public Meeting**

August 22, 2001  
10 am – 12 noon

California Public Utilities Commission  
505 Van Ness Avenue, Room 3204  
(Corner of Van Ness and McAllister)  
**San Francisco**

The Universal Lifeline Telephone Service (ULTS) Administrative Committee will meet to address the following: Review/Approve Meeting Minutes, Public Comments, Review/Approve the payment of Telephone Claims, Review/Approval ULTS/ULTS Marketing Board Expenses, Authorize Administrative Transfer, CPUC Report, G.O. 153 Implementation/Modification, SB669 Transition Update, Review/Acceptance of Amervest Report, Review Administrative Report, Personnel Issues, Discuss ULTS Office Transition and September 30, 2001 closing, Discuss OIR 01-08-002 Regarding Implementation of Senate Bill 669; Review and Approve Revised ULTS Administrative Committee Charter Based on OIR 01-08-002.

This meeting is open to the public. The Board reserves the right to limit the time allocated for public comments and each speaker. If you would like to receive an agenda or meeting packet, please notify the ULTS Trust office at (510) 452-2757 or e-mail [ultstrust@msn.com](mailto:ultstrust@msn.com).

**Public Meeting**

August 28, 2001  
9:30 am to 1 pm

California Public Utilities Commission  
505 Van Ness Avenue, Room 3212  
**San Francisco**

The Payphone Service Providers Enforcement Committee (PSPEC) will hold its regular meeting to for both the Payphone Service Providers Enforcement (PSPE) and Public Policy Payphone Program (PPPP) to discuss the following:

(PSPE) - Review/Approve July 31, 2001 Meeting Minutes; Review/Approve PSPE Program Reports, Financials, and Staffing; Set Future Agenda Items; and Hear Public Comments.

(PPPP) - Review/Approve July 31, 2001 Meeting Minutes; Review/Approve PPPP Program Reports, Financials, and Staffing; Set Future Agenda Items; and Hear Public Comments. Review/Approve PPPP applications.

**The Board will meet in Closed Session to:** Review Personnel Issues.

The general meeting is open to the public. The Board reserves the right to limit the time

allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the PSPE office at (925) 855-3890 or e-mail [PSP\\_Enforcement@yahoo.com](mailto:PSP_Enforcement@yahoo.com)

---

**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

**NONE**

---

**NEW FILINGS**

7/16/01	C01-07-043	Barker, Jo Ann vs. Los Angeles County Metropolitan Transportation Authority, for improper pre-construction activities related to the proposed railroad crossings
8/8/01	C01-08-011	George Goldsmith vs. Verizon Select Services, Inc., for an order (1) denying defendant's claim against complainant for the sum of \$342.94 or for any other amounts; and (2) that requires an audit of defendant's billing and collection practices; and (3) that defendant revise and reform such practices so as to be more timely and informatively responsive to customers and their complaints
8/10/01	A01-08-012	Southwest Gas Corporation (U 905 G), for authority (i) to issue one or more types of debt securities in the principal amount of up to Five Hundred Fifty Million and No/100 (\$550,000,000.) Dollars; (ii) to refinance previously issued short-term debt securities; and (iii) to enter into one or more interest rate risk management contracts
8/10/01	A01-08-014	Pacific Bell Telephone Company (U-1001-C), for Arbitration of an Interconnection Agreement with Verizon California, Inc. pursuant to Section 252(b) of the Telecommunications Act of 1996
8/13/01	C01-08-013	Kenneth A. Adelman vs. Pacific Gas and Electric Company (U 39 E), (1) for unlawfully disconnecting the electric service of complainant; (2) for a violation

of Section 2827 of the Public Utilities Code; and (3) for Restitution, and Request for Emergency Order directing defendant to immediately re-connect to its distribution system complainant's solar power system and all 120 volt lights and outlets

---

### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

08/10/01	R93-04-003	Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks
	I93-04-002	Commission order instituting investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks
	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050. <b>Petition for modification of decision D99-11-050, filed by WorldCom, Inc. and AT&amp;T Communications of California, Inc.</b>
8/13/01	R98-07-037	Order Instituting Rulemaking on the Commission's proposed policies and programs governing energy efficiency, low-income assistance, renewable energy and research development and demonstration. <b>Application for Rehearing of Decision 01-07-028 by Pacific Gas and Electric Company</b>

---

**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

NONE



---

### ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

08/02/01	Telecom 7	MCLEOD USA TELECOMMUNICATIONS SERVICES, Notice of Adoption of the IC agreement between Pacific Bell and Level 3 Communications, LLC. ( <b>effective TBD</b> )
08/02/01	Telecom 44	US TELEPACIFIC CORP (DBA TELEPACIFIC CO, Language change, extension of promotion date. ( <b>effective TBD</b> )
08/03/01	Telecom 600	ROSEVILLE TELEPHONE COMPANY, Express contract ( <b>effective TBD</b> )
08/03/01	Telecom 601	ROSEVILLE TELEPHONE COMPANY, Express contract ( <b>effective TBD</b> )
08/03/01	Telecom 602	ROSEVILLE TELEPHONE COMPANY, Express contract ( <b>effective TBD</b> )
08/03/01	Telecom 603	ROSEVILLE TELEPHONE COMPANY, Express contract ( <b>effective TBD</b> )
08/03/01	Telecom 604	ROSEVILLE TELEPHONE COMPANY, Express contract ( <b>effective TBD</b> )
08/06/01	Energy 1268G	SAN DIEGO GAS & ELECTRIC COMPANY, Revision of Core and Noncore Procurement rates. ( <b>anticipated effective 08/11/01</b> )
08/07/01	Energy 1356E	SAN DIEGO GAS & ELECTRIC COMPANY, Revision to Schedule A to define seasonal periods. ( <b>anticipated effective 09/15/01</b> )

08/07/01	Telecom 2265-A	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Supplements A.L.No.2265, Promotions. ( <b>effective TBD</b> )
08/07/01	Telecom 22049	PACIFIC BELL, Express contract. ( <b>effective TBD</b> )
08/07/01	Telecom 22050	PACIFIC BELL, Express contract. ( <b>effective TBD</b> )
08/07/01	Telecom 22051	PACIFIC BELL, Express contract. ( <b>effective TBD</b> )
08/07/01	Telecom 22052	PACIFIC BELL, promotion for Residence Privacy Manager - Category II service ( <b>effective TBD</b> )
08/08/01	Energy 2150E	PACIFIC GAS & ELECTRIC COMPANY, Revenue neutral time-of-use rate proposal for customers currently served on Electric Schedule A-10. ( <b>anticipated effective 08/08/01</b> )
08/08/01	Energy 1569E	SOUTHERN CALIFORNIA EDISON COMPANY, Revised agreements with the United States Department of Defense at Edwards Air Force Base ( <b>anticipated effective 09/17/01</b> )
08/08/01	Energy 3049G	SOUTHERN CALIFORNIA GAS COMPANY, In compliance with Decision 01-06-80 documentation is furnished to show that penalty has been paid to the General Fund of the State of California. ( <b>anticipated effective 09/15/01</b> )
08/08/01	Energy 638G-A	SOUTHWEST GAS CORPORATION, Supplements A.L.No.638G, Increase the discount under the California Alternative Rates for Energy program from 15% to 20% and increase the eligibility from 150% to 175% of the federal poverty levels for CARE and LIEE programs. ( <b>anticipated effective 08/01/01</b> )
08/08/01	Telecom 22053	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/08/01	Telecom 22054	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/08/01	Telecom 22055	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/08/01	Telecom 22056	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/08/01	Telecom 22057	PACIFIC BELL, Express contract ( <b>effective TBD</b> )

08/08/01	Telecom 22058	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/08/01	Telecom 22059	PACIFIC BELL, DID Return Permanent Tariff. ( <b>effective TBD</b> )
08/08/01	Telecom MEMO 118	PACIFIC BELL, Extend Privacy Manager Promotion - Category II. ( <b>effective TBD</b> )
08/08/01	Telecom 9849	VERIZON CALIFORNIA, INC., Interconnection Agreement with 1-800-Reconex, Inc. ( <b>effective TBD</b> )
08/08/01	Water 35	BASS LAKE WATER COMPANY, Add a one-time surcharge to offset the expenses for the Dept. of Health Services fees. ( <b>effective TBD</b> )
08/09/01	Energy 3050G	SOUTHERN CALIFORNIA GAS COMPANY, Montebello abandonment proceeds and margin adjustment. ( <b>anticipated effective 09/01/01</b> )
08/09/01	Telecom 257-A	DUCOR TELEPHONE COMPANY, Supplements A.L.No.257, Request for Authority to Implement Customer Notification and Education Plan (CNEP) ( <b>effective TBD</b> )
08/09/01	Water 34-W	RIO PLAZA WATER COMPANY, INC., Increase the monthly quantity rate to recover the increase in purchased power. ( <b>effective TBD</b> )
08/10/01	Energy 2152E	PACIFIC GAS & ELECTRIC COMPANY, Revised transmission rate component adjustments for retail electric customers. ( <b>anticipated effective 08/29/01</b> )
08/10/01	Energy 2335G 2153E	PACIFIC GAS & ELECTRIC COMPANY, Notification of the creation of three new affiliates, GenHoldings I, LLC, MidColumbia Power Corp. and MidColumbia Gnereating Co., LLC ( <b>anticipated effective 08/10/01</b> )
08/10/01	Energy 1571E	SOUTHERN CALIFORNIA EDISON COMPANY, Notice of proposed construction of a 66kV power line and substation project in San Bernadino County ( <b>anticipated effective 09/20/01</b> )
08/10/01	Telecom 22063	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/10/01	Telecom 22064	PACIFIC BELL, Express contract ( <b>effective TBD</b> )

08/10/01	Telecom 22065	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/10/01	Telecom 22066	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/10/01	Telecom 22067	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/10/01	Telecom 22068	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/10/01	Telecom 22069	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
08/10/01	Telecom 22070	PACIFIC BELL, Establish Price Floor for Summary Billing. ( <b>effective TBD</b> )
08/10/01	Telecom 22071	PACIFIC BELL, To correct CD Bill Rate in competitive local carrier tariff G15. ( <b>effective TBD</b> )
08/10/01	Telecom 9752-B	VERIZON CALIFORNIA, INC., Supplements A.L.No.9752, compliance - slamming/cramming ( <b>effective TBD</b> )
08/13/01	Energy 3051G	SOUTHERN CALIFORNIA GAS COMPANY, Submission of List of Service Providers - Pursuant to Rule IV.C.2 ( <b>anticipated effective 08/13/01</b> )
08/13/01	Telecom 22072	PACIFIC BELL, Customer specific contract for LATA- Wide MWI service. ( <b>effective TBD</b> )
08/13/01	Telecom 9853	VERIZON CALIFORNIA, INC., Express contract ( <b>effective TBD</b> )
08/13/01	Telecom 9854	VERIZON CALIFORNIA, INC., Express contract ( <b>effective TBD</b> )

---

### **ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

08/08/01	Telecom 524	VERIZON WEST COAST, INC., Compliance - Slamming/Cramming. Protest by AT&T Communications of Calif., et al.
----------	-------------	--

08/10/01	Energy 2334G 2147E	PACIFIC GAS & ELECTRIC COMPANY, Request for Approval to Shift Pre-1998 DSM Funds to Augment Existing DSM Programs Protest by Q.C.S., Winegard Energy & BO Ent..
08/10/01	Energy 2334G 2147E	PACIFIC GAS & ELECTRIC COMPANY, Request for Approval to Shift Pre-1998 DSM Funds to Augment Existing DSM Programs Protest by R. E. S. C. U. E. and SESCO, Inc..

---

**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Rail Safety and Carriers Division**

**NONE**

---

**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**NONE**

---

**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**NONE**

---

**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

A.01-06-041	Barnett –In the matter of the Application of Sierra Pacific Power Company (U 903 E) for an Order Authorizing an Immediate Interim Rate Increase, subject to Refund and for Consideration of a Rate Stabilization Plan, <b>Prehearing Conference held and no report given</b>
-------------	---

---

**REMOVALS FROM CALENDAR**

---

NONE

---

---

**NEW SETTINGS**

8/23/01	2:30 p.m.	(PHC) – Application of Southern California Edison
ALJ Sullivan	A.93-12-029	Company to Adopt a Performance Based Ratemaking
Comr Duque		Mechanism effective January 1, 1995,
	I.94-04-003	(PHC) – Order Instituting Investigation into Changing
		the Method, Timing and Process for Periodically
		Deriving a Reasonable Revenue Requirement for the
		Southern California Edison Company,
		<b>Commission Courtroom, San Francisco</b>
8/31/01	2:00 p.m.	(PHC) – Investigation into the Natural Gas Procurement
ALJ Sullivan	I.01-06-047	Practices of the Southwest Gas Company,
Comr Wood		<b>City Council Chambers</b>
		<b>14363 Civic Drive</b>
		<b>Victorville, CA</b>

---

**LAW AND MOTION**

Law and Motion Hearings are held before **Administrative Law Judge Victor Ryerson** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

8/6/01            10:00 a.m.        NONE SCHEDULED

8/13/01	10:00 a.m.	Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to reexamine the Recurring Costs and Prices of Unbundled Switching in its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050.
	A.01-02-024	
	A.01-02-035	Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to reexamine the Recurring Costs and Prices of Unbundled Loops in its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050.
8/20/01	10:00 a.m.	NONE SCHEDULED

---

**FINAL ORAL ARGUMENTS (FOA)**

8/21/01	11:00 a.m.	<b>(FOA)</b> – Application of Citizens Utilities Company of California for approval of its water system master plan update for its Montara District,
ALJ Bennett	A.00-10-049	
Comr Duque		<b>Commission Courtroom, San Francisco</b>

---

**HEARINGS**

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

**(PHC) = Prehearing Conference**  
**(EH) = Evidentiary Hearing**  
**(PPH) = Public Participation Hearing**  
**(IAM) = Initial Arbitration Meeting**  
**(M) = Mediation**

**(WS) = Workshop**  
**(FPH) = Full Panel Hearing**  
**(AH) = Arbitration Hearing**  
**(CA) = Closing Argument**  
**(LM) = Law & Motion**

8/15/01	1:30 p.m.	<b>(TELEPHONIC PHC)</b> – Crown Hills Homeowners’ Association, Complainant, vs. SDG&E, Defendant,
ALJ Vieth	C.01-05-057	
Comr Duque		<b>Commission Courtroom, San Francisco</b>

8/15/01 ALJ Duda Comr Lynch	10:00 a.m. C.01-07-027	<b>(PHC/STATUS CONFERENCE)</b> – California ISP Association, Inc., Complainant, vs. Pacific Bell Telephone Company (U-1001-C); SBC Advanced Solutions, Inc. (U-6346-C) and Does 1-20, Defendant, <b>Commission Courtroom, San Francisco</b>
8/15/01 ALJ Grau Comr Brown	10:00 a.m. I.01-03-021	<b>(PHC)</b> – Investigation on the Commission’s Own Motion and Order to Show Cause into the Operations, Practices and Conduct of Titan Telecommunications, Inc. (U-6224), and Christopher Bucci, its President and Owner, Respondents, <b>Commission Courtroom, San Francisco</b>
8/16/01 ALJ O’Donnell Comr Wood	10:00 a.m. A.99-04-011	<b>(PHC)</b> – Application of VarTec Telecom, Inc. for a Certificate of Public Convenience and Necessity to Offer Local Exchange and Access Services, <b>Commission Courtroom, San Francisco</b>
8/16/01 ALJ Wetzell Comr Wood	10:00 a.m. A.00-10-045  A.01-01-044	<b>(OA)</b> – Application of San Diego Gas & Electric Co. (U 902-E) for an order implementing Assembly Bill 265,  <b>(OA)</b> – Application of San Diego Gas & Electric Co. (U 902-E) for authority to implement an electric rate surcharge to manage the balance in the energy rate ceiling revenue shortfall account, <b>City Council Chambers City Administration Building 202 C Street, 12<sup>th</sup> Floor San Diego, CA</b>
8/16/01 ALJ Vieth Comr Brown	10:00 a.m. C.01-06-009	<b>(PHC)</b> – BH Properties, LLC, Complainant, vs. Suburban Water Systems, Defendant, <b>Commission Courtroom, San Francisco</b>
8/21/01 ALJ Walker Comr Duque	10:00 a.m. A.00-11-053	<b>(EH)</b> – Application of the Del Oro Water Co., Inc. (U 61W) for a Determination by the Commission that Certain Main Extension Agreements between itself and others are neither Invalid nor Fail to Comply with the Utility’s Rule 15 and/or the Commission’s Decisions, Rules, and Regulations pertaining to Water Main Extension Agreements, <b>Commission Courtroom, San Francisco (also August 22, 23 &amp; 24)</b>
8/22/01	10:00 a.m.	<b>(EH)</b> – Application of PacifiCorp (U- 901-E) for an



ALJ O'Donnell Comr Duque	A.01-03-026	order authorizing an immediate interim rate increase, subject to refund and for consideration of a rate stabilization plan, <b>Commission Courtroom, San Francisco (also August 23 – 24)</b>
8/23/01 ALJ Sullivan Comr Duque	2:30 p.m. A.93-12-029	<b>(PHC)</b> – Application of Southern California Edison Company to Adopt a Performance Based Ratemaking Mechanism effective January 1, 1995,
	I.94-04-003	<b>(PHC)</b> – Order Instituting Investigation into Changing the Method, Timing and Process for Periodically Deriving a Reasonable Revenue Requirement for the Southern California Edison Company, <b>Commission Courtroom, San Francisco</b>
8/24/01 ALJ Brown Comrs Lynch & Wood	9:00 a.m. A.99-05-029	<b>(PHC &amp; PPH)</b> – In the matter of the Application of Southern California Gas Company for authority pursuant to Public Utilities Code Section 851 to sell certain real property in Playa del Rey, CA (U 904 G),
	C.00-05-010	<b>(PHC &amp; PPH)</b> - Rita Boppana vs. Southern California Gas Co.,
	C.00-05-011	<b>(PHC &amp; PPH)</b> - Albert Jibilian vs. Southern California Gas Co.,
	C.00-05-012	<b>(PHC &amp; PPH)</b> - Christine Storey vs. Southern California Gas Co, <b>Community Room, Westchester Municipal Bldg. 7166 West Manchester Avenue Westchester, CA</b>
8/24/01 ALJ Bushey Comr Duque	10:00 a.m. C.01-05-072	<b>(PHC)</b> – Warren C. and Betsy G. Edwards, Complainants, vs. California Water Service. Co., Defendant, <b>Commission Courtroom, San Francisco</b>
8/27/01 ALJ Bushey Comr Brown	7:00 p.m. R.01-05-046	<b>(PPH)</b> –Rulemaking on the Commission's Own Motion to comply with the Mandates of Senate Bill 1712, <b>Holiday Inn, Fresno Airport, Valley Center Room 5090 E. Clinton Avenue Fresno, CA</b>
	Aug. 28, 2001	Maidu Community Center

	2:00 p.m.	Reception Hall 1550 Maidu Drive Roseville, CA
	Sept. 10, 2001 2:00 p.m.	San Diego Concourse Copper & Silver Rooms 202 C Street San Diego, CA
	Sept. 11, 2001 2:00 p.m.	Alhambra City Hall Council Chambers 111 South First Street Alhambra, CA
	Sept. 12, 2001 7:00 p.m.	Indio High School Auditorium 81-750 Avenue 46 Indio, CA
	Sept. 20, 2001 2:00 p.m.	Double Tree Hotel 2050 Gateway Place San Jose, CA
	Sept. 24, 2001 2:00 p.m.	City Hall Council Chambers 531 K Street, 2 <sup>nd</sup> Floor Eureka, CA
8/27/01 ALJ Allen Comr Brown	2:00 p.m. R.01-05-047	<b>(PPH) –Order Instituting Rulemaking on the Commission’s Own Motion to Determine whether Baseline Allowances for Residential Usage of Gas and Electricity should be revised, Holiday Inn, Fresno Airport, Valley Center Room 5090 E. Clinton Avenue Fresno, CA</b>
	Aug. 28, 2001 7:00 p.m.	Maidu Community Center Reception Hall 1550 Maidu Drive Roseville, CA
	Sept. 10, 2001 7:00 p.m.	San Diego Concourse Copper & Silver Rooms 202 C Street San Diego, CA
	Sept. 11, 2001 7:00 p.m.	Alhambra City Hall Council Chambers

		111 South First Street Alhambra, CA
	Sept. 12, 2001 2:00 p.m.	Indio High School Auditorium 81-750 Avenue 46 Indio, CA
	Sept. 20, 2001 7:00 p.m.	Double Tree Hotel 2050 Gateway Place San Jose, CA
	Sept. 24, 2001 7:00 p.m.	City Hall Council Chambers 531 K Street, 2 <sup>nd</sup> Floor Eureka, CA
8/28/01 ALJ Gottstein Comr Wood	10:00 a.m.	<b>(STATUS CONFERENCE ON RAPID DEPLOYMENT OF LOW INCOME ASSISTANCE PROGRAM)</b>
	A.00-11-009	Compliance Application of Pacific Gas and Electric Company for Approval of Year 2001 Low Income Programs, in Compliance with Ordering Paragraph 4 of Decision 00-09-036 (U 39 M),
	A.00-11-011	Application of Southern California Gas Company (U 902-E) for Authority to continue Low Assistance Programs and Funding through 2001,
	A.00-11-012	Application of San Diego Gas & Electric Company (U 902-E) for Authority to continue Low Income Assistance Programs and Funding through 2001,
	A.00-11-020	Southern California Edison Company Compliance Application for Approval of Year 2001 Low Income Program Plans, <b>Commission Courtroom, State Office Building 320 W 4<sup>th</sup> Street, Room 500 Los Angeles, CA</b>
8/28/01 ALJ Barnett Comr Duque	2:00 p.m. A.96-10-038	<b>(PHC)</b> – Joint Application of Pacific Enterprises, Enova Corporation, Mineral Energy Company, B Mineral Energy Sub and G Mineral Energy Sub for approval for a plan for merger of Pacific Enterprises and Enova Corporation with and into B Energy Sub (“Newco Pacific Sub”) and G Energy Sub (Newco Enova Sub (“Newco Enova Sub”), the wholly-owned subsidiaries of

a newly created holding company, Mineral Energy Company,  
**Commission Courtroom, San Francisco**

8/29/01 10:00 a.m.  
ALJ Jones A.01-06-028  
Comr Duque

**(AH)** – In the matter of Pacific Bell Telephone Company’s (U 1001 C) Petition for Arbitration of Advice Letter No. 4 filed by Yipes Transmission, Inc. (U 6357 C) re Request to Adopt a Sentence from Section the UNE Appendix of the Interconnection Agreement Between Qwest Communications Corporation (U 5270 C) and Pacific Bell Telephone Company,  
**Commission Courtroom, San Francisco**

8/29/01 10:00 a.m.  
ALJ Galvin C.01-04-009  
Comr Wood

**(PHC) – Smurfit Stone Container Corporation vs.  
Southern California Edison Company (U 338 E),  
Commission Courtroom, San Francisco**

8/31/01 2:00 p.m.  
ALJ Sullivan I.01-06-047  
Comr Wood

**(PHC) – Investigation into the Natural Gas Procurement  
Practices of the Southwest Gas Company,  
City Council Chambers  
14363 Civic Drive  
Victorville, CA**

9/4/01 10:00 a.m.  
ALJ Thomas A.99-09-029  
Duque

**(EH) – Application of Pacific Gas and Electric Company  
for a Certificate of Public Convenience and Necessity  
authorizing the construction of the Northeast San Jose  
Transmission Reinforcement Project,  
Commission Courtroom, San Francisco  
(also September 5-7)**

9/4/01 10:00 a.m.  
ALJ Allen R.01-05-047  
Comr Brown

**(EH) – Order Instituting Rulemaking on the Commission’s Own Motion to determine whether Baseline Allowances for Residential Usage of Gas and Electricity should be revised,  
Commission Courtroom, San Francisco  
(also September 5-7; September 13-14)**

9/4/01 ALJ Walker Comr Duque	1:30 p.m. A.00-10-026	<b>(PHC)</b> – In the Matter of the Application of 360networks (USA) inc. for authority to construct facilities within the State of California required to provide InterLATA and IntraLATA Telecommunications Services,
	A.99-08-021	<b>(PHC)</b> - Application of Pacific Fiber Link, L.L.C. (U-6028-C) For Modification of its Certificate of Public Convenience and Necessity (“CCPN”) to Review Proponent’s Environmental Assessment for Compliance with the California Environmental Quality Act (“CEQA”), <b>Commission Courtroom, San Francisco</b>
9/5/01 ALJ Jones Comr Bilas	9:00 a.m. R.93-04-003	<b>(EH)</b> – Rulemaking on the Commission’s own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks,
	I.93-04-002 (Permanent Line Sharing Phase)	<b>(EH)</b> – Investigation on the Commission’s own motion into open access and network architecture development of dominant carrier networks, <b>Commission Courtroom, San Francisco</b> <b>(also September 6-7, September 12-14 and September 17-21)</b>
9/5/01 ALJ Barnett Comr Wood	10:00 a.m. A.00-10-008	<b>(EH)</b> – Application of San Diego Gas & Electric Company (U 902-E) in the Third Annual Transition Cost proceeding addressing (1) the Transition Cost Balancing Account (TCBA), and (2) the reasonableness of San Diego Gas & Electric Company’s energy procurement practices, <b>Commission Courtroom, San Francisco</b> <b>(also September 6, September 10 - 11)</b>
9/7/01 ALJ Mattson Comr Wood	10:00 a.m. R.00-10-002	<b>(PHC)</b> – Order Instituting Rulemaking into the operation of interruptible load programs offered by Pacific Gas & Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the effect of these programs on energy prices, other demand responsiveness programs, and the reliability of the electric systems, <b>Commission Courtroom, San Francisco</b>

9/12/01 ALJ DeBerry Comr Duque	10:00 a.m. A.01-05-001	<b>(PHC)</b> – Application of the City of Fremont to Construct a Pedestrian/Bicycle Path at Grade Across the Warm Springs Subdivision and the Milpitas Subdivision Union Pacific Railroad Company Branch Lines in the City of Fremont, Alameda County, State of California, <b>Commission Courtroom, San Francisco</b>
9/19/01 ALJ Allen Comr Lynch	1:30 p.m. A.01-04-012	<b>(PPH)</b> – Conditional application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity authorizing the construction of the Los Banos-Gates 500 kv transmission project, <b>Police Annex Building, Classroom 535 J Street Los Banos, CA</b>  <b>(also in Coalinga at 7:30 pm.) West Hills College Theatre 300 Cherry Lane Coalinga, CA</b>
9/19/01 ALJ Patrick Comr Duque	1:00 p.m. R.92-03-050	<b>(PHC)</b> – Order Instituting rulemaking on the Commission’s Own Motion to Consider the Line Extension Rules of Electric and Gas Utilities, <b>Commission Courtroom, San Francisco</b>
9/24/01 ALJ Ryerson Comr Duque	10:00 a.m. I.97-07-018	<b>(EH)</b> – Investigation on the Commission’s Own Motion into the Operations, Practices, Rates and Charges of the Hillview Water Company, Inc., a corporation, and Roger L. Forrester, the principal shareholder and president, <b>Community Center 39800 Road B Oakhurst, CA</b>
9/25/01 ALJ Ryerson	1:30 p.m. C.01-05-048	<b>(ECP)</b> – PPG Industries, Inc. vs. PG&E, <b>Commission Courtroom State Office Building, Room 1027 2550 Mariposa Mall Fresno, CA</b>
9/25/01 ALJ Patrick Comr Duque	10:00 a.m. R.92-03-050	<b>(EH)</b> – Order Instituting rulemaking on the Commission’s Own Motion to Consider the Line Extension Rules of Electric and Gas Utilities, <b>Commission Courtroom, San Francisco (also September 26 – 27)</b>

10/30/01	10:00 a.m.	(EH) – In the Matter of the Application of Pacific Gas and Electric Company Annual Earnings Assessment Proceeding (AEAP) for Approval of Energy Efficiency Shareholder Incentives for 2000 Program Year Accomplishments, 2000 Accomplishments for Pre-1998 Programs, Second Claim for Incentives for the 1999 Accomplishments for Pre-1998 Programs, and Third Claim for Incentives for the 1996 Program Year Accomplishments,
ALJ Walwyn	A.01-05-003	
Comr Lynch		
	A.01-05-009	(EH) – In the Matter of the Application of Southern California Edison Company for Approval of Energy Efficiency and Low Income Energy Efficiency Performance Incentives for 2000 Program Year Accomplishments, the Second Installment of Demand-Side Management and Low Income Shareholder Incentives for the 1999 Program Year, and the Third Installment of Demand-Side Management Shareholder Incentives for the 1996 Program Year. (U 338-E),
	A.01-05-017	(EH) – In the Matter of the Application of Southern California Gas Company for Authority to increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Years 1996 and 1997, Energy Efficiency Program Year 2000, and Low-Income Program Years 1999 and 2000 in the 2001 Annual Earnings Assessment Proceeding (“AEAP”). (U 904-G), <b>Commission Courtroom, San Francisco</b> <b>(also October 31<sup>st</sup>, November 1 – 2, to start at 9 am)</b>
11/26/01	10:00 a.m.	(EH) – Conditional application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity authorizing the construction of the Los Banos-Gates 500 kv transmission project,
ALJ Allen	A.01-04-012	<b>Commission Courtroom, San Francisco</b> <b>(also November 27 – December 7)</b>
Comr Lynch		
11/27/01	10:00 a.m.	(EH) – In the matter of the application of Southern California Gas Company regarding year six (1999-2000) under its experimental gas cost incentive mechanism and related gas supply matters,
ALJ Walker	A.00-06-023	<b>Commission Courtroom, San Francisco</b> <b>(also November 28 – 30)</b>
Comr Bilas		

12/10/01	10:00 a.m.	(EH) – In the matter of application of California Water Service Company (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in each of its operating districts to recover increased operating expenditures at its General Office, <b>Commission Courtroom, San Francisco</b> <b>(also December 11-14 to start at 9:30 a.m.)</b>
ALJ O'Donnell	A.01-05-002	
Comr Duque		
12/10/01	9:30 a.m.	(EH) - Cypress Ridge Service Co., Inc., for a Certificate of Public Convenience and Necessity to Construct and Operate a Public Utility Sewer System in the Unincorporated Area of San Luis Obispo County, near Arroyo Grande, California and to Establish Rates for Service and to Issue Stock,
ALJ McVicar	A.00-08-056	
Comr Bilas		
	A.01-02-006	(EH) - Rural Water Company, Inc., a California Corporation, for a Certificate of Public Convenience and Necessity to Construct and Operate a Public Utility Sewer System in the Unincorporated Area of San Luis Obispo, near Arroyo Grande, California, and to Establish Rates for Service, <b>Commission Courtroom, San Francisco</b> <b>(also December 11 &amp; 12)</b>

---

**EXECUTIVE ORDERS SIGNED**

07/03/01	D01-07-001	A01-05-053 - ACCOM INC., dba NET.ACOMM, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>
	D01-07-002	A01-05-056 - Thai American Telecommunications, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>
	D01-07-003	C01-03-029 - Casmalia Community Services District vs. Unocal Corp., aka Casmite Corp., for a determination whether defendant is a "Public Utility" and whether it can stop providing water service to complainants after



doing so for fifty years. **Dismissed upon written and unopposed request of complainant.**

- |          |            |   |
|----------|------------|---|
| 07/06/01 | D01-07-004 | A01-05-067 – 1 Com, Inc. dba Massachusetts Com 1, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>               |
| 07/09/01 | D01-07-005 | A01-06-002 – Aries Network, Inc., dba Aries Telecommunications, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b> |

### COMMISSION MEETING OF JULY 12, 2001

#### Commissioners Present:

**Loretta M. Lynch, President**

**Henry M. Duque**

**Richard A. Bilas**

**Geoffrey F. Brown**

**Carl W. Wood**

- |          |            |   |
|----------|------------|---|
| 07/12/01 | D01-07-006 | C00-12-037 - Paul E. Nau, Jr. et al., vs. Pacific Bell Telephone Company (Pacific), Paul E. Nau, Jr. and others similarly situated vs. Pacific Bell, for an order (1) that it cease and desist its discriminatory practices against Foreign Exchange rate customers; and (2) that it reverse appropriate charges to those Foreign Exchange rate customers against whom it has discriminated. <b>Grants, as set forth, Pacific's motion to dismiss on grounds that Pacific is required to charge the tariffed rate, and on grounds that a complaint challenging the reasonableness of rates must be brought by a city council, another legislative body, or by 25 or more affected customers. This proceeding is closed.</b> |
|          | D01-07-007 | C00-11-024 - Dr. C.W. Lee vs. Pacific Bell. <b>Dismisses the complaint. Orders to return the \$206.93 on deposit with the Commission to complainant. This proceeding s closed.</b>  |
|          | D01-07-008 | A99-01-025 - The Utility Reform Network, for  |

- rehearing of Resolution T-16260, approving Pacific Bell's re-estimate of the revenue effect of price changes ordered in D98-07-033. A97-03-004 - Related matter. **Denies the petition to modify D98-07-033 filed by Pacific Bell. These proceedings are closed.**
- D01-07-009 R98-12-014 - Order Instituting Rulemaking on the Commission's Own Motion Regarding Commission Policy on Area Code Relief. **Interim Decision - Finds that 8-digit dialing is not currently feasible, and that a proceeding should not be opened to consider the adoption of 8-digit dialing.**
- D01-07-010 C93-06-039 - Reclamation District No. 2042 (The District) vs. Pacific Gas and Electric Company (PG&E). **Finds that the Legislature has not granted franchise-like authority to reclamation districts, and that the District has not shown a violation of law or of Commission rule or order by PG&E. Denies the complaint. This proceeding is closed.**
- D01-07-011 C00-12-044 - Central Coast Processing, Inc. vs. GST Telecommunications, Inc. Dismisses Complaint without prejudice. **Orders to return the \$24,000 deposit to Complainant. This proceeding is closed.**
- D01-07-012 I87-11-031 - Investigation on the Commission's Own Motion to Determine the Feasibility of Implementing New Funding Sources and Program Reductions in the Deaf and Disabled Program Pursuant to Section 2881 of the Public Utilities Code. **Increases from \$100 to \$300 the amount of per diem compensation provided to eligible members of the Deaf and Disabled Telecommunications Program's (DDTP) three committees, in response to the petition to modify D92-04-066 filed by the DDTP Administrative Committee. This proceeding is closed.**
- D01-07-013 I00-11-054 - Investigation on the Commission's own motion into the operations and practices of Frank M. Quenga, an individual doing business as Hafa Adai (PSG 8894-B), to determine whether he has violated the laws, rules and regulations governing the manner in which charter-party carriers conduct operations and

- whether Frank M. Quenga is no longer fit to continue to conduct passenger transportation service. **Revokes the charter-party authority of Frank M. Quenga, dba Hafa Adai. Denies an appeal of the presiding officer's decision. This proceeding is closed.**
- D01-07-014      A01-03-024 - Tri-M Communications, Inc. dba TMC Communications, (U-5928-C) for a Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resold Local Exchange Services within California. **Grants a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange service. This proceeding is closed.**
- D01-07-015      A00-09-066 - Globalcom, Inc. dba GCI Globalcom, Inc., for a Certificate of Public Convenience and Necessity to Operate as a Provider of Facilities-Based Local Exchange Telecommunications Services within the State of California. **Grants a certificate of public convenience and necessity to provide limited facilities-based local exchange service. This proceeding is closed.**
- D01-07-016      A00-12-050 - Del Communications, Inc. dba Tele-Zone, Inc., for a Certificate of Public Convenience and Necessity to Offer Local Exchange Service within the State of California. **Grants a certificate of public convenience and necessity to resell local exchange service with service territory of Pacific Bell, as set forth. This proceeding is closed.**
- D01-07-017      A00-10-029 - Pacific Gas and Electric Company, for authority to (1) Issue, Sell, and Deliver One or More Series of Its First and Refunding Mortgage Bonds, Debentures, Subordinated Deferrable Interest Debentures, Promissory Notes and/or Other Evidences of Indebtedness in Connection with Domestic or Euro-Market Offerings, to Guarantee the Obligations of Others in Respect of the Issuance of Securities and to Arrange For Standby Letters of Credit as Performance Guarantees, the Total Aggregate Principal Amount of Such Issuances and Guarantees Not to Exceed \$2 Billion; (2) Enter Into One or More Interest Rate Caps, Collars and Swaps; (3) Issue Variable Rate Debt

- (Including Fixed Rate Debt Swapped to a Variable Rate) to Finance Balancing Account Undercollections; and (4) Obtain an Exemption from the Competitive Bidding Rule. **Awards The Utility Reform Network \$1,384.90 in compensation for its contribution to D01-01-062.**
- D01-07-018      R94-04-031 - Order Instituting Rulemaking on the Commission's Proposed Policies Governing Restructuring California's Electric Services Industry and Reforming Regulation. I94-04-032 - Related matter. **Grants the petition for modification of D98-12-085 filed by the Electric Education Trust Administrative Committee (EETAC). The petition seeks an extension of the per diem and expense reimbursement authorization for EETAC members attending subcommittee meetings as provided for in D98-12-085.**
- D01-07-019      A01-03-046 - Navigator Telecommunications, LLC, for a Certificate of Public Convenience and Necessity to Offer Local Exchange and Access Services. **Grants Navigator Telecommunications, LLC a Certificate of Public Convenience and Necessity to provide limited facilities-based and resold local exchange service. This proceeding is closed.**
- D01-07-020      R95-04-043 - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service. I95-04-044 - Related matter. **Awards The Utility Reform Network \$59,676.00 in compensation for contributions to D00-09-037.**
- D01-07-021      A00-03-063 - Nonprofits' Insurance Alliance of California (NIAC), for approval of liability insurance issued by insurance pooling arrangements authorized under California Corporations Code, § 50051.1 as adequate protection against liability. **Finds that proof of liability coverage in no less than the required amounts from NIAC shall be accepted as complying with General Order 160-A. This proceeding is closed.**
- D01-07-022      A00-10-044 - Altrio Communications, Inc., for a Certificate of Public Convenience and Necessity to

- operate as a Provider of facilities-based and Resale Local Exchange and Interexchange Telecommunications Services within the State of California. **Grants a certificate of public convenience and necessity to provide resale and limited facilities-based local exchange authority and statewide interexchange authority. Defers action on Altrio's request for full facilities-based authority to a later decision.**
- D01-07-023      R00-05-001 - Order Instituting Rulemaking into implementation of Senate Bill (SB) 669, regarding the Deaf and Disabled Telecommunications Program (DDTP). **Implements the portion of Senate Bill 669 relating to California DDTP. This proceeding is closed.**
- D01-07-024      C00-09-059 - City of Santa Cruz vs. MHC Acquisition One, LLC (SWR 430), MHC-DeAnza Financing Limited Partnership, Starland Vistas, Inc., and Manufactured Home Communities, Inc. **Dismisses the complaint for failure to state a claim upon which relief may be granted. This proceeding is closed.**
- D01-07-025      R00-10-002 - Order Instituting Rulemaking into the operation of interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the effect of these programs on energy prices, other demand responsiveness programs, and the reliability of the electric system. **Grants to the extent set forth the June 25, 2001 emergency petition for modification of D01-04-006 to authorize a demand bidding program, as directed by the Governor's Executive Order D-39-01. The proceeding remains open.**
- D01-07-026      R98-07-038 - Rulemaking for purposes of revising General Order 96-A regarding informal filings at the Commission. **Interim Decision - Adopts certain requirements for publishing and providing service under tariffs.**
- D01-07-027      R99-10-025 - Order Instituting Rulemaking Into

Distributed Generation. **Interim Decision - Adopts standby rate design policies. Cmmr. Bilas filed a concurrence.**

- D01-07-028      R98-07-037 - Order Instituting Rulemaking on the Commission's Proposed Policies and Programs Governing Energy Efficiency, Low-Income Assistance, Renewable Energy and Research Development and Demonstration. **Grants to the extent set forth the April 27, 2001 Pacific Gas and Electric Company's petition to modify D01-03-073. Orders that a balancing account should be used to record incremental costs incurred to implement programs adopted in D01-03-073. Denies the petition in all other respects.**
- D01-07-029      R00-10-002 - Order Instituting Rulemaking into the operation of interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the effect of these programs on energy prices, other demand responsiveness programs, and the reliability of the electric system.  
**Interim Decision - Grants the April 30, 2001 emergency petition for modification of D01-04-006 filed by Pacific Gas and Electric Company, to the extent set forth and denies in all other respects. Cmmr. Duque dissented. Cmmr. Bilas filed a dissent.**
- D01-07-030      R00-02-004 - Order Instituting Rulemaking on the Commission's Own Motion to Establish Consumer Rights and Consumer Protection Rules Applicable to All Telecommunications Utilities. **Interim Decision – Adopts interim rules governing the inclusion of noncommunications-related charges in telephone bills.**
- D01-07-031      R99-11-022 - Order Instituting Rulemaking into Implementation of Public Utilities Code Section 390. **Clarifies the intent regarding the conclusions reached in decision D01-06-015 of the reasonableness of various amendments proposed by Southern California Edison Company (Edison) to its contracts with qualifying facilities.**

**Acknowledges several recent filings by Edison and the California Cogeneration Council. Grants Edison's June 13 motion, June 26 motion and June 28 motion, as set forth. Approves the Gas Amendments and Fixed Rate Agreements submitted for approval with the motions, as reasonable.**

- D01-07-032      I90-01-033 - Investigation on the Commission's own motion into the matter of Competitive Access to Customer List Information. **Denies the petition of the California Narcotic Officers' Association to modify D90-12-121 filed in August, 2000. This proceeding is closed.**
- D01-07-033      A00-11-038 - Southern California Edison Company (SCE), for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 - Related matters. **Denies the rehearing applications filed by Pacific Gas and Electric Company and SCE of decision D01-01-046. Cmmr. Duque filed a dissent.**
- D01-07-034      C95-03-057 - Paula Karrison vs. A & P Moving, Inc., for alleging conspiracy to defraud; willful negligence; fiduciary breach of contract; requesting injunctive relief order. **Denies Paula Karrison's application for rehearing of D00-09-070. Denies A&P Moving, Inc.'s application for rehearing of D00-09-070.**
- D01-07-035      R00-10-002 - Order Instituting Rulemaking into the Operation of Interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the Effect of these programs on energy prices, other demand responsiveness programs and the reliability of the electric system. **Denies application for rehearing of D01-04-006 filed by the Energy Producers and Users Coalition.**
- I01-07-008 - Investigation for the purpose of establishing a list for the fiscal years 2002-2003 and 2003-2004 of existing and proposed crossings at grade of city streets, county roads or state highways in need of separation, or projects effecting the elimination of

grade crossings by removal or relocation of streets or railroad tracks, or existing separations in need of alterations or reconstruction in accordance with Section 2452 of the Streets and Highways Code.

### EXECUTIVE ORDERS SIGNED

- |          |            |   |
|----------|------------|---|
| 07/13/01 | D01-07-036 | A01-03-016 – ASEAN Telecom, LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Corrects an erroneously assigned in decision D01-04-017 number from U-6325-C to U-6525-C.</b>  |
| 07/16/01 | D01-07-037 | A01-03-020 – San Diego Gas & Electric Company (SDG&E), for Authority Pursuant to Public Utilities Code Section 851 to Exchange Radio Frequencies and Equipment. <b>Dismissed without prejudice, upon SDG&amp;E's unopposed June 5, 2001 letter request.</b>   |
|          | D01-07-038 | A00-06-034 – Metro Access Exchange, LLC, for a certificate of public convenience and necessity to provide competitive local exchange, intraLATA and interLATA telephone service including hi-speed data service. <b>Corrects the reference in decision 01-05-084 to the erroneous project location of Market and Post Street to Harrison and Spear Street in San Francisco.</b> |
|          | D01-07-039 | A01-06-012 – San Diego Communications L.L.C., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>   |

### PRESIDING OFFICER DECISION WHICH HAS BECOME COMMISSION DECISION PURSUANT TO P.U. CODE SECTION 1701.2(a)

- |          |            |   |
|----------|------------|---|
| 07/17/01 | D01-07-040 | I99-09-036 - Investigation into Commonwealth Energy Corporation's operations and practices in connection with providing service as an electricity service provider under Registration No. 1092. <b>Grants motions for adoption of the settlement agreement between the Consumer Services Division and</b> |
|----------|------------|---|



**Commonwealth Energy Corporation filed on May 3 and 10, 2001, respectively. Adopts the attached settlement agreement. This proceeding is closed.**

**EXECUTIVE ORDERS SIGNED**

- |          |            |   |
|----------|------------|---|
| 07/17/01 | D01-07-041 | C01-05-071 (ECP) - ECP - John G. Larrabe vs. Pacific Gas and Electric Company to calculate the amount owed by the Complainant for the first 3 month period of PG&E service; and from that to deduct all payments the Complainant has made on his account; and to refund to the Complainant any amount he over paid.<br><b>Dismissed upon written and unopposed request of complainant.</b>  |
| 07/18/01 | D01-07-042 | A01-06-015 - CityNet Telecom, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>   |
|          | D01-07-043 | A01-06-016 - Power-Finder West Communications, LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>   |
|          | D01-07-044 | A01-06-024 – Telecomez Corp., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. <b>Granted. This proceeding is closed.</b>   |
|          | D01-07-045 | C00-10-022 - vs. Nextlink California, LLC, for (1) a declaration that Tower did not agree to the change order for the 672 lines; (2) a declaration that Nextlink never provided service for the 672 lines; (3) a declaration that Tower does not owe payment to Nextlink for the 672 lines; (4) refund to Tower of the sum of \$41,000 currently held in escrow at the CPUC; (5) reimbursement for attorney's fees; and (6) such other relief as the Commission may deem just and proper. <b>Dismissed upon the joint written request of the parties. Orders that the monies deposited in escrow with the Commission by Complainant shall be disbursed, as set forth.</b> |

07/19/01	D01-07-046	A01-05-058 - Pacific Bell Telephone Company, for Arbitration of Advice Letter No. 1 Filed by eVoice Telecom, Inc. (U 6433 C) on May 8, 2001 Regarding eVoice's Request to Adopt the Interconnection Agreement between AT&T Communications of California, Inc. and Pacific Bell Telephone Company. <b>The application is dismissed upon written request of the applicant.</b>
07/20/01	D01-07-047	C01-04-018 (ECP) - Steven Marshall vs. Pacific Bell, for false advertising, providing false information, failure to provide review, failure to provide extension and rude treatment. <b>Dismissed upon written and unopposed request of all parties. The money on deposit with the Commission shall be disbursed to Defendant.</b>
	D01-07-048	A01-05-021 – Claricom Networks, Inc., Claricom Holdings, Inc., Staples, Inc., Stacom Holdings, LLC and Platinum Equity, LLC, for approval of a Purchase and Sale Agreement and Related Transaction. <b>Granted. This proceeding is closed.</b>
	D01-07-049	C01-04-016 - City of Placentia [City] vs. Burlington Northern and Santa Fe Railroad Company [Defendant] pursuant to Public Utilities Code Section 7726 for an order (1) that Defendant immediately cease and desist its mandatory whistle blast policy, and instead, for an order (2) that Defendant's individual Locomotive Engineers stop sounding whistle blasts in advance of highway-rail grade crossings within the City (or immediately adjacent to the City) except when, in his or her discretion, the Locomotive Engineer believes that it is necessary to sound the train-mounted horn to provide additional warning. <b>Dismissed without prejudice, pursuant to the request of the complainant and with the concurrence of the defendant.</b>
	D01-07-050	C01-04-035 (ECP) - ECP - Constant Bryant, Jr. vs. Pacific Bell Telephone Company, for improper charges and services. <b>Dismissed, upon written and unopposed request of all parties.</b>

---

**RESOLUTIONS SIGNED ON**

**COMMISSION MEETING OF JULY 12, 2001**

**Commissioners Present:**

**Loretta M. Lynch, President**

**Henry M. Duque**

**Richard A. Bilas**

**Carl W. Wood**

**Geoffrey F. Brown**

7/12/2001	ALJ-176-3067	Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. <b>Adopted as set forth in the attachment.</b>
	E-3726	Advice Letters (AL) 1249-E, 1254-E, 1260-E, 1264-E, and Supplemental ALs 1260-E-A, 1264-E-A of San Diego Gas & Electric Company (SDG&E). Requests approval for an Interim Bill Stabilization Plan to implement D00-08-037. <b>Approved.</b> Requests to revise and implement the Energy Rate Ceiling Retroactive Credit to comply with Assembly Bill 265 and D00-09-040. <b>Approved with modifications. The proposal to apply the Plan to Direct Access (DA) customers is denied. The protests of Tenderland Power Company, Scippt and Cornett to oppose SDG&amp;E's plan to include DA customers in the expanded rate stabilization plan adopted in D00-09-040 are granted. All other aspects of these protests are denied. The Office of Ratepayer Advocates' protest is denied. Utility.com's suggested change to the billing information is denied as moot.</b>
	E-3740	Advice Letter 1321-E of San Diego Gas & Electric Company. Requests approval for an increase in compensation for the non-company members of its Nuclear Decommissioning Trust Committee. <b>Granted as set forth.</b>
	T-16536	MegsINET-CLEC, Inc. Request for voluntary revocation of the certificate of public convenience and necessity. <b>Granted as set forth.</b>
	T-16537	Cable & Wireless Global Markets, Inc. Request for

- voluntary revocation of the certificate of public convenience and necessity. **Granted as set forth.**
- T-16538 Cincinnati Bell Long Distance, Inc. Request for voluntary revocation of the certificate of public convenience and necessity. **Granted as set forth.**
- T-16540 Advice Letter 21706 of Pacific Bell Telephone Company (Pacific). Request for approval of one interconnection agreement between Pacific and Omniplex Communications Group, L.L.C. (Pending), submitted under the provisions of Resolution ALJ-181 and General Order 96-A, pursuant to Section 252 of the Telecommunications Act of 1996. **Granted as set forth.**
- T-16541 Advice Letter 21710 of Pacific Bell Telephone Company (Pacific). Requests for approval of one interconnection agreement between Pacific and TGEC Communications Company, L.L.C. (Pending), submitted under the provisions of Resolution ALJ-181 and General Order 96-A, pursuant to Section 252 of the Telecommunications Act of 1996. **Granted as set forth.**
- T-16542 Advice Letter 21563 of All Telecommunications Carriers. Request for approval to adopt various provisions relating to the California Teleconnect Fund Program and request of Pacific Bell to offer optical carrier service as an eligible California Teleconnect Fund service. **Granted as set forth in the attachment.**
- T-16543 Advice Letter 21778 of Pacific Bell Telephone Company (Pacific). Request for approval of one Resale Agreement between Pacific and Quality Telephone, Inc. (Pending), in accordance with the provisions of General Order 96-A and Resolution ALJ-181. **Granted as set forth.**
- T-16544 Advice Letter 21711 of Pacific Bell Telephone Company (Pacific). Request for approval of one Resale Agreement between Pacific and Competitive Communications, Inc. in accordance with the provisions of General Order 96-A and Resolution ALJ-181. **Granted as set forth.**
- T-16552 Speer Virtual Media, Ltd. Request for voluntary revocation of the certificate of public convenience and necessity. **Granted as set forth.**

- |          |   |
|----------|---|
| TL-18968 | Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code. <b>Granted as set forth in the attachment.</b>  |
| W-4276   | Advice Letter 326 of San Jose Water Company and California Water Association. Requests authority to allow all water utilities to book the incremental costs needed to run backup generators and extends such protection to sewer system utilities. <b>Granted as set forth and denied protection for the other costs.</b> |
| W-4279   | Hillcrest Water Company (HWC). Resolution decertificating HWC. <b>Granted as set forth.</b>   |
| W-4282   | Advice Letter 47 of Penngrove Water Company. Requests authority for an offset rate increase of \$10,213 or 3.08% additional revenue. <b>Granted as set forth.</b>   |

---

#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

---

#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

##### All-Party Meeting - A99-11-025

August 17, 2001  
11 am – 12 noon

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room A  
(Corner of Van Ness Avenue and McAllister Street)  
**San Francisco**

There will be an All-Party Meeting with Commissioner Carl Wood and his advisors. The purpose of the meeting will be to discuss the proposed decision.

Please respond to Dolores Montellano ([dmm@cpuc.ca.gov](mailto:dmm@cpuc.ca.gov)) with representative name(s), affiliation, e-mail, and telephone/fax number by no later than noon on August 16, so that there is adequate time to advise the Commissioner's Office of the attendees.

---

### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

08/13/01	R93-04-003	Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks
	I93-04-002	Commission order instituting investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks
	R95-04-043	Order Instituting Rulemaking on the Commission's Own Motion Into Competition for Local Exchange Service
	I95-04-044	Order Instituting Investigation on the Commission's Own Motion Into Competition for Local Exchange Service

**Summary:** On August 8, 2001, John Sumpter, Pac-West Telecomm, Inc.'s Vice President Regulatory, met with Robert Wullenjohn, advisor to Cmmr. Brown, in San Francisco. Sumpter discussed the current pricing policy for unbundled network elements and the remedies that were available to the Commission to ensure competition for Pacific Bell's local exchange services.

**Filer:** Pac-West Telecomm, Inc.

**Contact:** Shannon Roberts

**Phone:** (415) 268-7034

**Summary: LATE FILED.** On June 5, 2001, Robert Townsend, Regulatory Managers for Pac-West Telecomm, Inc. (Pac-West), met with Tom Bateman, Executive Director of the California Communities Dispute Service, acting as an assistant to Cmmr. Brown in this proceeding, in San Francisco. Also present was Ethan Sprague, Regulatory Manager, and Theresa Cabral, counsel, for Pac-West. A letter (attached to the notice) summarizing Pac-West's key issues was submitted to Tom Bateman subsequent to the meeting. Townsend and Sprague explained that Pac-West has had ongoing operational

and provisioning problems with Pacific Bell (PacBell). Townsend and Sprague stated that Pac-West's key issues with PacBell centered on local competition. Cabral mentioned Illinois legislation that created an alternative disputed resolution process that would expedite dispute resolutions in California.

**Filer: Pac-West Telecomm, Inc.**

**Contact: Shannon Roberts**

**Phone: (415) 268-7034**

**Summary:** On August 10, 2001, Cynthia Marshall –Senior Vice President–Regulatory of Pacific Bell (PacBell), met with Trina Horner, advisor to Cmmr. Lynch, in San Francisco. Written materials (attached to the notice) were used. Marshall discussed a status on 271 recurring themes or “big hitter” items. Marshall stated that these “big hitter” items included re-filing with the Commission, unbundled network element prices – local switching rate, DS1 testing, operations support system test due process and competitive local exchange carrier involvement, data validation and reconciliation, performance incentives plan, and rushing the process and overall cooperation. Marshall pointed out at PacBell's excellent performance as it relates to the defined performance measurements.

**Filer: Pacific Bell**

**Contact: Ginal Lau-Lee**

**Phone: (415) 542-2633**

08/14/01	A01-06-020	Pacific Gas and Electric Company, for Approval of Open Season Procedures for Awarding Firm Capacity on its Transmission Facilities
----------	------------	--

**Summary:** On July 31, 2001, Park Pocta of the Office of Ratepayer Advocates (ORA), met with Cmmr. Brown in San Francisco. Also present was Belinda Gatti, advisor to Cmmr. Brown. Pocta stated that the open season procedures should be developed in a comprehensive manner in the Gas Accord II proceeding where all parties have the opportunity to propose procedures for awarding firm capacity on Pacific Gas and Electric Company (PG&E) system. Pocta stated that the open season would place customers in a potentially compromising and untenable position. Pocta explained that this is because PG&E proposes to withhold some capacity from the market, for its noncore customers. Pocta explained that the noncore customers are still faced with uncertainty since they do not know whether and how they will have access to this capacity. Pocta stated that under PG&E's proposed open season process, there is the potential that long-term capacity on the system could be concentrated in possession of a very limited number of shippers. Pocta noted that the open season process proposed in the Southern California Gas Company (SoCalGas) settlement provided end-use customer with the ability to obtain capacity prior to marketers. Pocta asserted that it appears inconsistent not to address the SoCalGas Settlement in the Gas Strategy proceeding while allowing PG&E to hold an open season in isolation without a hearing. Pocta urged the Commission to support the proposed decision of ALJ Brown.

**Filer: Office of Ratepayer Advocates**

**Contact: Rosario Espino**

**Phone: (415) 703-1858**

**e-mail: [mre@cpuc.ca.gov](mailto:mre@cpuc.ca.gov)**

08/14/01	A00-10-012	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks at-grade crossing West Avenue 45 in the City of Los Angeles, County of Los Angeles
	A00-11-050	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an Order Authorizing the Construction of Two Light Rail Transit Tracks grade-separated Crossing Avenue 26 in the City of Los Angeles, County of Los Angeles, California
	A00-11-040	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossings under Fair Oaks Bridge, and at-grade crossing at Glenarm Street, Fillmore Street, California Boulevard, and Del Mar Boulevard in the City of Pasadena, County of Los Angeles, California
	A00-11-034	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossings under Fair Oaks Bridge, and at-grade crossing at Glenarm Street, Fillmore Street, California Boulevard, and Del Mar Boulevard in the City of Pasadena, County of Los Angeles, California
	A00-11-033	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks at-grade crossing Arroyo Verde Road, Indiana Avenue, Orange Grove Avenue, El Centro/Glendon Way, and Mission Street/Meridian Avenue in the City of South Pasadena, County of Los Angeles, California
	A00-11-032	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossing Marengo Avenue, Los Robles Avenue, El Molino Avenue, Lake Avenue, Wilson Avenue, Hill Avenue, Sierra Bonita Avenue, and Allen Avenue, in the City of Pasadena, County of Los Angeles, California
	A00-11-029	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossing Craig Avenue, Altadena Avenue, Sierra Madre Villa Avenue/San Gabriel Boulevard,



	Sunnyslope Drive, Foothill Boulevard, and Madre Street in the City of Pasadena, County of Los Angeles, California
A00-11-016	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks at-grade crossing and a pedestrian crossing at the Southwest Museum Station, North Avenue 50, North Avenue 51, North Avenue 52, North Avenue 53, North Avenue 54, North Avenue 55, North Avenue 56, and North Avenue 57 in the City of Los Angeles, County of Los Angeles, California
A00-11-015	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks at-grade crossing at Hope Street, Fairview Avenue, Magnolia Street, and Fremont Avenue/Grevelia Street in the City of South Pasadena, County of Los Angeles, California
A00-10-050	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossing I-5 Golden State Freeway, Pasadena Freeway (State Route 110), and Pasadena Freeway (State Route 110) in the Cities of Los Angeles and South Pasadena, County of Los Angeles, California
A00-10-039	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an Order Authorizing the Construction of Two Light Rail Transit Tracks grade-separated Crossings at East Green Street, Colorado Boulevard, East Union Street, East Holly Street and Walnut Street in the City of Pasadena, County of Los Angeles, California
A00-10-033	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossings at Oak Lawn Avenue Bridge and Columbia Street Bridge in the City of South Pasadena, County of Los Angeles
A00-10-020	Los Angeles to Pasadena Metro Blue Line Construction Authority, for an order authorizing the construction of two light rail transit tracks grade-separated crossing North Avenue 19, San Fernando Road, Figueroa Street; and at-grade across West

Avenue 33, and French Avenue in the City of Los Angeles, County of Los Angeles, California

**Summary:** ***THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION NOTICE THAT WAS FILED ON AUGUST 7, 2001 AND APPEARED IN THE CALENDAR ON AUGUST 8, 2001.*** On August 6, 2001, Patrick Berdge, staff counsel for the Rail Safety and Carriers Division, e-mailed a letter to Lester Wong, advisor to Cmmr. Bilas. Contents of the letter are included in the notice. The letter stated that the Metro Blue Line Construction Authority had not yet signed any of the proposed agreement to construct "Four-Quadrant Gates" at several of the Blue Line's crossings. The letter further stated that de-consolidation of these proceedings would therefore be premature.

**Filer:** Rail Safety and Carriers Division

**Contact:** Patrick S. Berdge

**Phone:** (415) 703-1519

**e-mail:** [psb@cpuc.ca.gov](mailto:psb@cpuc.ca.gov)

---